

02527 U.S. PTO
09/22/03

UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Docket No.	C1037.70052US00
	First Named Inventor or Application Identifier	
	BRATZLER, et al.	
	Express Mail Label No.	EV 292543482 US
	Date of Deposit	September 22, 2003

10/668050
09/22/03

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents</i>	ADDRESS TO:	Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
1. <input type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total pages 73] 66 - pages description 1 - pages abstract 6 - pages claims 36 - Total claims 4. <input type="checkbox"/> Drawing(s) (35 USC 113) [Total sheets 0] <input type="checkbox"/> Informal <input type="checkbox"/> Formal [Total drawings 0] 5. <input checked="" type="checkbox"/> Oath or Declaration [Total pages 3] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). If 5b is checked the entire disclosure of prior applications, Serial No. 09/800,266 from which an oath or declaration is supplied, is considered as part of the disclosure of the accompanying application as is hereby incorporated by reference therein. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts. 6. <input checked="" type="checkbox"/> Application Data Sheet, See 37 CFR 1.76	7. <input type="checkbox"/> CD-ROM or CD-R, in duplicate, large table or Computer Program (Appendix) 8. <input checked="" type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input checked="" type="checkbox"/> Computer Readable Form (CRF) b. <input checked="" type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input checked="" type="checkbox"/> paper (identical to computer copy) c. <input checked="" type="checkbox"/> Statement verifying identity of above copies	ACCOMPANYING APPLICATION PARTS 9. <input type="checkbox"/> Assignment Papers/cover sheet & documents(s) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney 11. <input type="checkbox"/> English Translation of Document <i>(if applicable)</i> 12. <input type="checkbox"/> Information Disclosure Statement PTO-1449 <input type="checkbox"/> Copies of IDS Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i> 16. <input type="checkbox"/> Request and Certification Under 35 U.S.C. §122(b)(2)(B)(ii) 17. <input checked="" type="checkbox"/> Other: Copy of Petition for One Month Extension of Time with Transmittal in Parent case

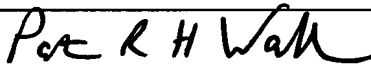
18. NOTE TO PRACTITIONERS: If a CONTINUING APPLICATION, supply the requisite priority or continuity information in (1) the body of the application, or in a preliminary amendment, and (2) in an Application Data Sheet under 37 CFR 1.76.

19. CORRESPONDENCE ADDRESS

Correspondence address below

CUSTOMER NUMBER: 23628

20. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME	Patrick R.H. Waller, Ph.D., Reg. No. 41,418
SIGNATURE	
DATE	September 22, 2003

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DOCKET NO.: C1037.70017US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bratzler et al.
Serial No: 09/800,266
Confirmation No: 3753
Filed: March 5, 2001
For: IMMUNOSTIMULATORY NUCLEIC ACIDS AND CANCER
MEDICAMENT COMBINATION THERAPY FOR THE TREATMENT
OF CANCER
Examiner: Angell, Jon E.
Art Unit: 1635

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 22nd day of September, 2003.

Pat R H Wall

Patrick R.H. Waller, Ph.D., Reg. No. : 41,418

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ [X] Petition for 1 Month Extension of Time
- ☒ [X] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$110.00 is enclosed to cover the extension fee. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
Bratzler et al., Applicant

By: *Pat R H Wall*

Patrick R.H. Waller, Ph.D., Reg. No.: 41,418
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Telephone: (617)720-3500

Docket No. C1037.70017US00
Date: September 22, 2003
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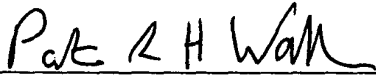
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Patrick R.H. Waller, Ph.D., Reg. No. 41,418

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


PETITION FOR ONE MONTH EXTENSION OF TIME

Sir:

A one (1) month extension of time, to and including September 22, 2003 (September 21, 2003 was a Sunday), is requested for response to the Patent Office Communication of May 21, 2003.

The extension fee of \$110.00 as set forth in 37 C.F.R. §1.17(a) is enclosed herewith. If the amount is insufficient, the balance may be charged to Deposit Account No. 23/2825.

Respectfully submitted,
Bratzler et al., Applicant

By: 
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